



Texas Council Legislative Priorities: 87th Session

1. “Do No Harm” – Maintain base appropriations and current service capacity for:

- Intellectual and Developmental Disability (IDD) Services
 - Crisis Services, including Crisis Intervention Specialists (CIS)
 - Specialized Outpatient Mental Health Services for people with IDD
 - IDD Provider rate enhancements
 - IDD Waiver Programs
- Mental Health Outpatient Treatment Capacity for Adults and Children
- Locally purchased inpatient psychiatric beds and Community Hospitals
- Substance Use Disorder Services
- Early Childhood Intervention (ECI) Programs

2. Advance 1115 DSRIP Waiver Transition Plan for People with Serious Mental Illness (SMI)

- Establish statewide access to Certified Community Behavioral Health Clinics (CCBHCs)
- Directed Payment Program
- Eligibility criteria based on income and functional needs criteria
- Target Population of people with Serious Mental Illness (SMI)

3. Support HHSC Exceptional Items (EIs) for FY 2022-23 Biennium

IDD Related:

Exceptional Item 1 – Maintain Client Services Cost Growth (select)		
Program	FY 2022	FY 2023
Intermediate Care Facilities (ICF/IID)	\$571,340	\$526,990
Home and Community-based Services (HCS)	\$38,673,702	\$103,712,169
Texas Home Living (TxHmL)	\$15,723,294	\$22,501,861

Exceptional Item 4 – Ensure Access to Medicaid Long-term Services and Supports Waivers (Interest List Reduction)	
FY 2022	FY 2023
\$50,116,942	\$137,504,572

Waiver Program	# of Individuals
Home and Community-based Services (HCS)	2,057
Texas Home Living (TxHmL)	185
Community Living Assistance and Support Services (CLASS)	224
Deaf-blind with Multiple Disabilities (DBMD)	13
Medically Dependent Children Program (MDCP)	220
STAR+PLUS Home and Community Based Service (HCBS)	812
NOTE: Requested funding would enroll an additional 3,512 individuals in Medicaid 1915(c) waiver programs providing long-term services and supports (LTSS) to people with disabilities. EI 4 proposes using HCS waiver attrition to support transition and diversion.	

- Exceptional Item 9 – Comply with Federal Requirements for Community Integration for Individuals with Disabilities
 - CMS requires all HCBS settings to comply with rules for engagement in community life, integrated work environments, and control of personal resources by March 2023. The current day habilitation model in the HCS, TxHmL, and DBMD waiver programs does not comply with requirements for community integration.
 - In accordance with the 2020-21 General Appropriations Act, (HB 1 (2019), Article II, HHSC, Rider 21), HHSC is developing a plan to replace current day habilitation services in waiver programs for individuals with IDD with more integrated services that maximize participation and integration of individuals with IDD in the community. EI 9 is a placeholder for the agency's plan.

Mental Health Related:

- Placeholder Exceptional Item to continue State Hospital construction by using the Rainy Day Fund. **NOTE:** HHSC LAR does not specify source of funds. We will promote use of the Rainy Day Fund for this expenditure.
- Support priorities identified in the SB 633 “All Texas Access” Plan.
- Maintain flexibilities with respect to use Telehealth/Telemedicine (including audio only) service delivery modalities.

4. Criminal Justice Interface

- Monitor and support:
 - Sunset Review of the Texas Commission on Jail Standards (TCJS)
 - Recommendations of the Texas Judicial Council/Office of Court Administration/Judicial Commission on Mental Health with respect to possible Mental Health Code revisions
 - Recommendations related to the TCJS IDD Taskforce that advance specialty care for people with Intellectual and Developmental Disabilities